

CALFRESH (CF) PROGRAM

REQUEST FOR POLICY/REGULATION INTERPRETATION

INSTRUCTIONS: Complete items 1 - 10 on the form. Use a separate form for each policy interpretation request. If additional space is needed, please use the second page. Be sure to identify the additional discussion with the appropriate number and heading. Retain a copy of the CF 24 for your records.

- Questions from counties, including county Quality Control, must be submitted by the county CalFresh Coordinator and may be submitted directly to the CalFresh Policy analyst assigned responsibility for the county, with a copy directed to the appropriate CalFresh Policy unit manager.
- Questions from Administrative Law Judges may be submitted directly to the CalFresh Policy analyst assigned responsibility to the county where the hearing took place, with a copy of the form directed to the appropriate CalFresh Bureau unit manager.

1. RESPONSE NEEDED DUE TO: <input type="checkbox"/> Policy/Regulation Interpretation <input type="checkbox"/> QC <input checked="" type="checkbox"/> Fair Hearing <input type="checkbox"/> Other:	5. DATE OF REQUEST: 4/28/15	NEED RESPONSE BY: ASAP
2. REQUESTOR NAME: 3. PHONE NO.: 4. REGULATION CITE(S): 63-804.611	6. COUNTY/ORGANIZATION: San Joaquin County Human Services Agency 7. SUBJECT: Aid Paid Pending for action taken at Recertification 8. REFERENCES: (Include ACL/ACIN, court cases, etc. in references) NOTE: All requests must have a regulation cite(s) and/or a reference(s).	

9. QUESTION: (INCLUDE SCENARIO IF NEEDED FOR CLARITY):

Client's recertification was due in March, the same month that Foster Care removed a child from her home. The recertification was completed timely and an approval notice was sent to the client with the new (lesser) amount approved for the new cert period. All actions were completed correctly and timely by the EW.

The client is filing a Fair Hearing on the amount being decreased because of the child being removed from the home and is requesting Aid Paid Pending.

Is the client entitled to Aid Paid Pending for an action taken at the time of the recertification.

10. REQUESTOR'S PROPOSED ANSWER:

The recertification is to re-assess the client's eligibility and determine the appropriate benefits for the certification period as a new application. Therefore, the client should not be entitled to Aid Paid Pending as the certification period has ended. The lower amount is a correct assessment of the current household composition, not a continuation of the previous certification.

11. STATE POLICY RESPONSE (CFPB USE ONLY):

The client is entitled to aid paid pending at the higher amount. Per MPP 63-804.611:

If a household whose benefits have been reduced or terminated files a request for a hearing within the appropriate time frame, as specified in Section 63-804.62, and the household's certification period has not expired, the CWD shall continue the household's participation in the Food Stamp Program on the basis authorized immediately prior to the effective date of the reduction or termination unless the household specifically waives in writing the continuation of benefits.

FOR CDSS USE

DATE RECEIVED: 04/28/15	DATE RESPONDED TO COUNTY/ALJ: 04/29/15 sm
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